



a. The parties will exchange the information required by Rule 26(a)(1), Federal Rules of Civil Procedure, by September 15, 2019.

b. The parties agree all discovery shall be served in time to afford the completion of discovery by July 15, 2020.

c. The parties do not presently anticipate any exceptional issues regarding the discovery of electronically stored information and agree as follows:

i. The parties agree that production shall include data reasonably available in the ordinary course of business.

ii. The parties agree to the exchange of documents and information in “.pdf” format except as otherwise noted herein. The exchange of information will take place by the production of optical discs (CD or DVD) containing .pdf copies of the produced material.

iii. Digital photographs shall be produced in .jpg, .bmp, or .tif format. Film photographs, if any, shall be produced in print.

d. The parties agree that should either party inadvertently produce information deemed privileged by the producing party that information shall immediately be returned to producing party.

e. The parties do anticipate the need for a protective order to protect trade secret information of all parties. The parties will submit an agreed protective order to the Court. Further, the parties agree that the work product of

counsel, and correspondence directly to or from counsel, shall not require logging on the parties' respective privilege logs.

f. The taking of depositions shall be governed by the Federal Rules of Civil Procedure.

g. Interrogatories, requests for admissions and requests for production are to be governed by the applicable Federal Rules of Civil Procedure and Local Rules of this Court. All responses thereto shall be made within thirty (30) days of service.

h. After learning of additional information pertaining to the subject matter of a disclosure or discovery request, each party shall supplement their responses in accordance with the Federal Rules of Civil Procedure.

3. **26(a)(2) Expert Disclosures.** The parties propose the Rule 26(a)(2) disclosures of Plaintiff's expert witnesses and their opinions shall be made on or before April 15, 2020; and Defendant's Rule 26(a)(2) expert witness disclosures shall be made by May 15, 2020. Plaintiff's rebuttal witnesses are due on or before May 30, 2020.

4. **Magistrate Jurisdiction.** The parties have discussed the matter of magistrate judge jurisdiction over this case.

5. **Settlement and Mediation.** The likelihood of settlement in this case prior to, or at the expiration of the discovery period, is unknown at this time. Mediation, however shall be attempted by the parties after the substantial completion of discovery, but not later than August 30, 2020.

6. ***Trial.*** The parties agree this case will be ready for trial in October 2020, and is estimated to take ten (10) days.

7. ***Other Items.***

a. The parties do not request a discovery conference before the entry of the Court's scheduling order.

b. This is not a case which should be made subject to the Manual of Complex Litigation.

Respectfully submitted this 23rd day of August, 2019.

By: /s/ Anthony Icenogle  
Anthony Icenogle  
ICENOGLE & BOGGINS, P.L.L.C.  
6805 N. Capital of Texas Hwy., Ste. 220  
Austin, Texas 78731  
[Anthony@icenoglefirm.com](mailto:Anthony@icenoglefirm.com)

**COUNSEL FOR PLAINTIFF  
SERVICE LLOYDS FNSURANCE  
COMPANY**

By: /s/ Diane Dawley  
Diane Dawley  
LEWIS BRISBOIS  
24 Greenway Plaza, Suite 1400  
Houston, Texas 77046  
[Diane.dawley@lewisbrisbois.com](mailto:Diane.dawley@lewisbrisbois.com)

**COUNSEL FOR THIRD-PARTY  
DEFENDANT CORECARE  
MANAGEMENT**

By: /s/ Martin S. Schexnayder  
Martin S. Schexnayder  
WINGET, SPADAFORA &  
SCHWARTZBERG, LLP  
Two Riverway, Suite 725  
Houston, Texas 77056  
[Schexnayder.M@wsslip.com](mailto:Schexnayder.M@wsslip.com)

**COUNSEL FOR DEFENDANT  
NORTH AMERICAN RISK  
SERVICES, INC.**

By: /s/ Jason Jobe  
Jason Jobe  
THOMPSON COE  
700 N. Pearl St., 25th Floor  
Dallas, TX 75201  
[Jjobe@thompsoncoe.com](mailto:Jjobe@thompsoncoe.com)

**COUNSEL FOR THIRD-PARTY  
DEFENDANT  
TEE & GEE UNDERWRITING  
MANAGERS, LP**